

Application No. 10/749,806
Amendment dated April 7, 2007
Reply to Office Action of December 7, 2006

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Docket No.: 60542(49811)

REMARKS

Claims 1-9 are pending. Applicants request entry and consideration of the following comments in response to the outstanding rejections. Support for these amendments appears throughout the specification and claims as originally filed. No new matter is introduced by these amendments. Applicants make these amendments in order to expedite prosecution of these claims. Applicants make such amendments without prejudice to pursuing the originally presented or cancelled subject matter in a later application claiming benefit of this application, and particularly without prejudice to determination of equivalents of the subject matter of this application or any later application claiming benefit of this application.

Election/Restriction

Applicants note a typographical error in the restriction election, including as recited at page 2, paragraph 4 of the Action. In the species election, the compound of formula (A) should be "cyclopentenone" rather than "cyclopentanone".

Rejection under 35 U.S.C. 112, first paragraph

Claims 1-9 are rejected as allegedly non-enabling. Applicants traverse. Applicants note it is stated in the Action that the specification is enabling for processes using a ruthenium compound obtained from an optically active nitrogen-containing compound (i.e., formula (D)) and a metal ruthenium. Applicants have amended claims 1 (and dependent claims thereby) to recite ruthenium metal complexes. Thus, as suggested in the Action, the rejection is overcome and Applicants respectfully request withdrawal of the rejection.

Claim Objections

Claims 1-9 are objected to as containing non-elected subject matter. Applicants traverse. Applicants have amended claims 1 and 4 (and dependent claims thereby) to be commensurate in scope with that delineated at pages 2-3 of the Action, thus rendering the objection moot.

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Claims 1, 4-6 and 8-9 are objected to for certain symbols. Applicants traverse. Applicants have amended claims 1, 4 and 8-9 (and dependent claims thereby) to remove punctuation cited in the Action, thus rendering the objection moot.

Claim 9 is rejected as containing a typographical error. Applicants have amended the Formula (F) structure, thus rendering the objection moot.

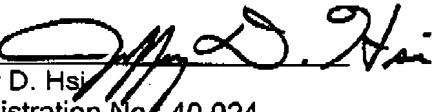
In summary, Applicants submit that all claim rejections are overcome and respectfully request withdrawal of the objections.

In view of the above, each of the presently pending claims in this application is believed to be in immediate condition for allowance. Accordingly, the Examiner is respectfully requested to pass this application to issue. Should any of the claims not be found to be allowable, the Examiner is requested to telephone Applicants' undersigned representative at the number below. Applicants thank the Examiner in advance for this courtesy.

The Director is hereby authorized to charge any credits or deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 04-1105, under Order No. 60542(49811).

Dated: April 7, 2007

Respectfully submitted,

By 
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